

Handwritten: (192 ?) Department.

Series.

G.O. No. 1602
1602

DATED

30-11-1922

[Despatch Abstract.]

1. The first part of the document is a list of names and dates, which appears to be a record of some kind. The names are written in a cursive script, and the dates are in a more formal, printed style. The list is organized into two columns, with names on the left and dates on the right.

3277 III

No. 11. 22
DEPARTMENT.In future letters, please
quote No D-833-22.Dated
and short title *

Rec'd Enclosures

Reg'd spare copies

Telephone No.

Post Box No.

Telegraphic Address:

Dated 21st November, 1922

From (Name) Rudolph D. Anstead, Esq., M.A., F.M.U.,
(Designation) Offg. Director of Agriculture,
(Address) Madras.

To The Secretary to Government,
Development Department, Madras.

Sir,

Agricultural Pests & Diseases Act, 1919--
enforcement of--Coconut pest--South Kanara.

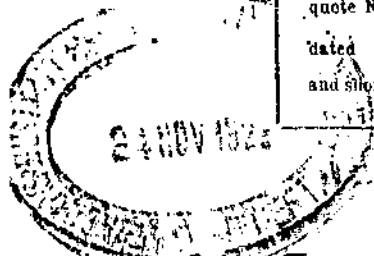
I have the honour to report as follows on
the progress of the work in connexion with the control
of the "black-headed caterpillar" in South Kanara.

2. In accordance with Government Order
No. Mis., 1029, Development, dated 3rd August 1922,
a leaflet was prepared describing this pest and the
measures to be adopted towards its control, and
impressing on the ryots the necessity for co operation
in dealing with it. This was published in the
local papers and distributed as widely as possible.

3. A sub-committee of influential citizens
of Mangalore was appointed to help in the work and
to persuade garden owners to adopt the measures
recommended by the Department. A certain number
of owners, however, raised an opposition which it
has been difficult, and in some cases, impossible,
to overcome. The departmental officers have taken

pan 2-280
1922
222

(P)



an active part in the campaign, and the first round of treatment has been completed, 6455 trees having been treated. At first, there was a general fear among the garden owners that the remedy suggested, viz., the removal and burning of all the affected leaves, would kill the trees. The collector of South Kanara, however, reports that no tree has so far died, but that on the other hand, the trees have put out new leaves. In consequence, this fear has been gradually dispelled. It will, however, be necessary to go over the trees again to deal with cases of re-infection, and here opposition is met with, especially from Mappila garden owners and toddy shop renters who have paid their tree-tax. There is also a difficulty in getting the leaves burned after they have been cut, as many owners wish to use them for plaiting, and in carrying them away for this purpose there is a danger that the pest may be spread to at present unaffected areas.

4. We have done our utmost to have the work carried out by means of persuasion and willingly, but have failed ~~altogether to~~ in attaining this object *alloguer?* The Collector of South Kanara has now requested me to approach Government to introduce the operations of the Madras Agricultural Pests and Diseases Act, 1919, in order to complete the work and, in doing so, has forwarded me a petition to this effect signed by a large number of persons affected, which is on record in this office.

5. It is with great reluctance that I have come to the conclusion that this procedure is necessary, but I feel bound to agree with the Collector and the

Government Entomologist that it is necessary at this stage to introduce the Act in order to compel the minority who refuse to deal with their trees to the danger of the majority who have already carried out the operations recommended.

6. I therefore have the honour to request Government to put the Act in force in the Municipality of Mangalore, and the area covering a radius of five miles from that town comprising the villages specified in draft notification No.1 appended to this letter. It is proposed to put the Act in force from the 1st of January 1923. Propaganda work has been done already, and what little therefore remains to be done can be completed by that date. The necessary action called for on the part of the tree owners is clearly put forward in Notification No.I, and other palms besides the coconut have been included as the caterpillar has been found to attack these also. Draft Notification No.II, also appended to this letter, deals with the appointment of the inspecting and valuing officers and the appellate authorities in respect of them.

16 in 1/2

1/6 6-7 in 1/2

(R)

7. The question of compensation has been carefully considered. As pointed out in paragraph 8 of this office letter R.O.C.7411-G1, dated 21st January 1920 printed at page 2 of Government order No.1192, Revenue (Special), dated 29th June 1920, "it is a curious reflection on the bill that, if the "tree owner treats his own trees, voluntarily and "without causing any trouble, he loses whatever value "may be assigned to the portion destroyed. If, "however, he makes trouble, refuses to do anything, "and

"and eventually the work has to be done for him, he
 "is liable to pay for the cost of such work, to
 "imprisonment or fine for the offence and to compen-
"sation for his loss: it is true that section 16
"permits of compensation where it is considered
 necessary, but rule 9 enjoins it."

I do not anticipate, however, that the question will
 trouble us in this instance. The remedy suggested
 is not likely to kill trees, and experience has shown
 that it does not do so, as mentioned above. There
 will, however, be a loss of crop for eighteen months
 or two years, but I cannot recommend any compensation
 being awarded for this, since were the leaves not
 removed the caterpillar would destroy them, and the
 loss would be incurred in any case. Moreover, if the
 ravages of the pest are not checked, it will ultimately
 kill the trees owing to repeated defoliation. At the
 same time, the law does not seem to contemplate any
 compensation for this class of loss

3. I have the honour to enclose drafts of the
 following/required in connexion with the enforcement
 of the Pest Act, those under no.(1) for approval and
 publication in three successive issues of the Port
St. George Gazette and the South Kanara District
Gazette and nos.(2) to (4) for approval by Government:--

- (1) Notifications nos. I to III. H 6-9 intra
- (2) Forms A to D. H 9-12 intra
- (3) Executive instructions. H 12-14 intra
- (4) Account procedure. H 14-15 intra

Arrangements will be made to have the necessary
 poster and leaflet printed in English and the vernacular

22/

Annexure ^b T.

NOTIFICATION I.

In exercise of the powers conferred by ~~clause~~
^{Clause (a)}
~~(a)~~ of section 3 of the Madras Agricultural Pests and Diseases
Act, 1919 (~~III of 1919~~), the Government in the Ministry of
Development hereby declare that the "black-headed cater-
pillar" (Nephantis Serinopa) is an insect pest in respect
of the coconut, the palmyra, the talipot, and the sago palms.
In order to eradicate this insect pest, the Government in the
Ministry of Development direct, under clauses (b) and (c)
of section 3 ^{above} of the said Act, that with effect from 1st
January 1923, ^{for a period of one year} all infested fronds and leaflets of the afore-
said palms found in the tract specified below be promptly
removed and burned, and in order to prevent the spreading
of the insect they prohibit such infested leaves, or parts
of leaves, being removed outside that area:--

District.

Taluk.

South Kanara

Mangalore.

The Municipality of Mangalore, including villages
within a radius of 5 miles, viz., Kodiyalabail, Boluru, Jeppi-
namogaru, Bajal, Kannuru, Alape, Maroli, Kankanadi, Kavuru,
Deribailu, Padukodi, Bangrakuluru, Padavu, Kadri, Ullala,
Peramanuru and Tannirbhavi. The Government further direct,
under section 13 of the above Act, that village officers of
the villages adjoining the notified area within whose limits a
pest similar to the insect pest within the notified area shall
appear, shall report the same to the Collector.

NOTIFICATION II.

In connexion with the eradication of the "black-
headed caterpillar" (Nephantis serinopa) from the coconut the
palmyrah, the talipot, and the sago palms in the tract specified
below:

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12.

District.

Taluk.

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South Kanara

Mangalore.

The Municipality of Mangalore and villages within a radius of five miles around, viz., Kodiyalabail, Boluru, Jeppinamogaru, Bajal, Kannuru, Alape, Maroli, Kankanadi, Kavuru, Derebailu, Padukodi, Bangrakuluru, Padavu Kadri, Ullala, Peramannuru and Tannirbhavi,

(1) the following are appointed inspecting officers under section 19 of the Madras Agricultural Pests and Diseases Act, 1919: ~~(III of 1919)~~

The Revenue Inspector of Mangalore, village headmen, village accountants within the notified area.

(2) Under section 21 (f) of the aforesaid Act, the Government (Ministry of Development) are pleased to direct that in the notified area appeals under section 6 of the Act shall lie to the Tahsildar of Mangalore.

(3) Under section 10 of the Act, the Government (Ministry of Development) hereby appoint the Tahsildar of Mangalore as the valuing officer for the notified area and direct under section 21 (f) ^{of the Act} ~~(ibid.)~~ that appeals under section 12 ^{of the Act} ~~(thereof)~~ shall lie to the Revenue Divisional Officer, Mangalore.

NOTIFICATION III.

In exercise of the powers conferred by Section 21 of the Madras Agricultural Pests and Diseases Act, 1919 ~~(III of 1919)~~, the Government (Ministry of Development) are pleased to issue the following rules:--

(1) An appeal presented under section 6 of the Act

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shall not be received unless it is accompanied by the original notice served on the appellant by the inspecting officer. Similarly, an appeal under section 12 ~~this~~ shall be accompanied by the copy of the award transmitted to the appellant by the valuing officer. The appeal shall set forth clearly the objection or objections to the terms of the notice or of the award, as the case may be, and shall specify the point or points on which redress is sought.

(2) In dealing with appeals under section 6 or 8 or 12 of the Act, the appellate officer shall record his decision in writing and communicate a copy thereof free of charge to the appellant.

(3) The notice issued under section 6 of the Act should be in Form A and the inspecting officer should keep a register of notices in Form B.

(4) Every notice under Section 6 or 9(1) of the Act shall be authenticated by the signature of the officer by whom it is issued. The notice shall be served by delivering a copy to the occupier or to some adult male member of his family at his usual place of abode or to his authorized agent or by affixing a copy thereof on some conspicuous part of his last known residence or on some conspicuous part of the land on which the prescribed remedial or preventive measures are to be, or have been, taken.

(5) The notice of demand under section 8 of the Act shall be in form C and shall be issued only by the Revenue Inspector of Mangalore Firka, whether he himself carried out the remedial measures in respect of which the demand is made or whether the necessary measures were carried out by the village officers. The village officers concerned should, therefore, furnish the Revenue Inspector

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with information necessary for the preparation and issue of demand notices as soon as the remedial measures have been carried out. The notice of demand should be served in the manner prescribed for the service of notice and a copy of it should be communicated to the village officer and the taluk office. A register of demands issued shall be kept by the inspecting officer in Form D.

FORM A

Notice under section 6(1) of the Act.

No.

Date

To Village Taluk District.

You are hereby required to take notice that you should carry out the following remedial measures in respect of the coconut, palmyra, talipot or sago palms described in the schedule hereunder (and growing or situated in the fields therein mentioned and under your occupation in the village of in the district,) within ~~three~~ days from the service of this notice. If you object to this notice, you may, within seven days of the service thereof, prefer an appeal, along with this notice, to the Tahsildar of Mangalore, setting forth the grounds of objection and the points for redress. The decision of that officer will be final. If you fail to comply with this notice, or in case of appeal, with the order of the appellate officer, the undersigned is authorized by law to carry out, at your expense, the measures ordered and you will also be liable to a fine not exceeding Rs.50/-, or, in case of

See
leave
space
here

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How served.	Date of the Expiry of the appeal time.	Order of the appellate officer.	Date of expiry of the period allowed by the inspecting offi- cer or, in case of an appeal, of the period speci- fied by the appe- llate officer.	Whether the prescribed measures are executed by the occupier or by the inspect- ing offi- cer and, in the latter case, date of execution.	K e m a r k s.
(7)	(8)	(9)	(10)	(11)	(12)

FORM C.

Demand Form.

Notice of demand to..... of.....village in
taluk.

Take notice that an expenditure of Rs....., of
which the details are annexed, has been incurred in treating
the infested Coconut Talipot
palmyra or Sago palms situated in
Survey
Sub-division Nos. of village
and that you are required to pay the amount within thirty
days of the date of service of this notice. The amount
may be paid to the village headman or remitted into the
Taluk Treasury.

Any objection to this notice may be preferred
to the Collector within thirty days from the date of service
of this notice on the grounds specified in section 8 of
the Act printed on the reverse.

72/

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Annexure.

(Here enter details of cost).

Note:-- Section 8 of the Act should be printed on the reverse of the demand form.

FORM D.

Register of Demands.

village.	Survey No. or Sub-division no.	Name of the Occu- pied	No. & date of the notice issued by the inspecting officer to carry out the mea- sures.	Date on which the re- medial measures were carried out by the inspecting officer.	Cost in detail of the measures taken.	Date of dispatch of demand to the village officer and the taluk office.	Date of receipt of copy of de- mand notice by the village officer.	
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(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
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Executive Instructions

1 The fact of the publication of the notification enforcing the provisions of the Madras Agricultural Pests and Diseases Act, 1919 (III of 1919) in respect of the coconut pest, Black-headed caterpillar infesting the coconut, the palmyrah, the talipot and the sago palm should be known to the public by beat of tom-tom in the

area notified. A leaflet should be prepared in simple language giving a clear description of the pest as well as the treatment to be adopted and the reasons for adopting it; *and* it should be published in English as well as in Kanarese in the Village sheets of the District Gazette; spare copies of the leaflet should be distributed free to agricultural associations and to the chief landholders and ~~and~~ posted in village chavadis and other prominent places.

2. The period (to be specified by the inspecting officer in the notice issued under section 6(1)) within which the occupier shall carry out the remedial or preventive measures will be left to the discretion of the Tahsildar of Mangalore who should give general or special instructions to the inspecting officers subject to the condition that in no case should the period allowed exceed ~~three~~ *Seven* days.

3. Appeals under the Act are subject to the usual stamp duty of twelve annas. The Collector should add a note to this effect at the foot of the rules issued under section 21 of the Act.

4. In order to enable the inspecting officers to meet the cost of the remedial or preventive measures carried out under the Act, the Revenue Inspector of Mangalore shall be given a permanent advance of Rs.25. Village officers who have to incur expenditure should obtain the amount they require from the Revenue Inspector.

5. Instructions regarding the procedure to be adopted in the issue and recoupment of permanent advances are printed in annexure II.

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111.
Account Procedure.

- (1) The advances required by inspecting officers to carry on the remedial measures may be drawn by the Revenue Inspector of Mangalore on the form for "Bill for miscellaneous payments" countersigned by the Tahsildar of the taluk. The charges incurred should be debited to "Advances repayable--Special advances--advances for the destruction of Agricultural pests and diseases--Madras Act III of 1919"
- (2) The Tahsildar will maintain a register showing separately the advances drawn by the Revenue Inspector of Mangalore specifying the particulars for which the advance was sanctioned. In this register particulars of recoveries effected should also be noted, the required information being received from the Treasury Officer. He will also be responsible for the adjustment of all such advances drawn from the Treasury.
- (3) Each inspecting officer should also in his turn keep a register showing all advances drawn by him, the demand issued and the recoveries effected: the last information being obtained from the Treasury officer.
- (4) As the work in each area progresses, the inspecting officer will submit to the Tahsildar vouchers in support of the expenditure incurred by him and, on its completion, he will refund any un-expended balance. Amounts ~~to~~ refunded will be treated as abatement of charges under the advance account concerned.

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All recoveries on account of the remedial measures carried out by Government should be credited as receipts under the advance head concerned, i.e. "Advances payable--Special advances--Advances for the destruction of Agricultural Pests and Diseases--Madras Act III of 1919".

or 16 (6) All charges incurred under section 9 of the Act on account of compensation paid to occupiers will be treated as departmental charges and should be debited to the head "XXXIV A-Agriculture transferred v Miscellaneous--Compensation awarded under the scheme for the destruction of agricultural pests and diseases--Madras Act III of 1919", to be newly opened in the accounts.

(7) The fines realized under section 14 as well as those realized under section 15 should be credited to XVII^{-B}-Administration of Justice--General fees, fines and forfeitures".

(8) Remittances of amounts recovered by village officers should be specifically described in the chalans as "Recovery of advances for the destruction of Agricultural pests and diseases--Madras Act III of 1919."

VS.

SubjectPest Act - Coconut Pest Mangalore
MunicipalityCNo 3277 @/22. Dir. of ag. 2-833-22
21.11.22

To Under Secretary

Please See Correspondence

P

ppt-509

Recorded in go 1029 Dec. 3.8.22 &
the Director's letter in the C-7 In the
Circumstances reported by him, The
Govt was agree to the enforcement of
the provisions of the Madras agri Pests &
Diseases Act 1914 in the Municipality of
Mangalore and in the villages within a
radius of five miles from the Municipality

2 The Dir of agri proposes to put the
Act into force from 1.1.1923. He does not
Specify the period during which the Act
should be in force. Subd that it may in the
first instance be put down as a year.

The Direction ^{to the village Mins.} (under Sec 13 of the Act
(portion marked 'A' in the note under Sec 3
of the Act) is unnecessary. ^{The Section is self}
~~it is not necessary to repeat it in the Note.~~
~~under it in the Note. I called for~~

With the above modifications the
notification subd by the Dir. may be
approved.

Para 7 of the Director's letter The question

Note I at p 607

this may be agreed to

1000
27.11.22

Note I at p 607 + para 6 at p 207

There seems to be no harm
in this clause continuing in
the notification: it is a
warning to Village-Officials to
report the cases in their
district. The clause may be
inserted.

1000
28.11.22

M 34 C7

as considered at some length by Govt
 no decided that no rules need be framed
 under Sec. 2(d) & (e) of the Act vide
 Mr. Woods' letter at p 2 of 20 1192 RS D R
 9.6.20, Mr. Swaminathan's letter at
 5.7.20. 20.20 and para 1 of the order at S
 D of 8.10.20 S

For the present no action is necessary
 for the reasons stated by Mr. Anand in
 para 7 of his letter at p 2 C.D
 A draft order is sent

Form A n.p. 9 CF and para 2 of Encl. 20
 at p. 13 CF. The ^{proposed} form of Notice under
 Section 6(1) of the Act specifies a period
 of only three days for within which the
 claimants are to bring in the
 remedial measures. Section 6(2) allows
 the occupier an appeal time of
 seven days. It is therefore opposed to the
 provisions of the Statute to require a
 man to carry out the repairs within
 the period allowed for appeal. The
 minimum period cannot be less than 7 days
 submitted. The D.A. may be informed
 accordingly and the forms & instructions
 corrected.

A draft order is sent
 As noted in para 7, it is not proposed to
 R.S.
 17.11.22

vide my note at the end
 A/
 28/11/22
 I am not sure if this interpreta-
 -tion of Sec 6(1) & (2) is correct.
 The period to be specified in
 the notice to carry out remedial
 measures is quite independent
 of the time allowed for appeal-
 ing; the former date is fixed
 with reference to the urgency of the
 operation; the latter takes into
 account the facilities available
 for launching the appeal; the
 former may be less than the
 latter; hence the period of 3
 days fixed in the notice by
 the DA is not ultra vires & may
 stand

28/11/22
 The reference to the file
 is linked.
 The period blank
 in the notice.

Agricultural Pests and Diseases Act, 1919 - Coconut Pest - Mangalore Municipality - Extension of provisions.

READ AGAIN G.O. No., dated 19

19

READ ALSO:-

C. No 3277-III/82 from the Director of Agriculture, No D-833-22 dated 21-11-1922

22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051

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ORDER.

No. (602) dated 30.11.1972

1518.

The Govt. approve the proposals of the Director of Agriculture to enforce the provisions of the Madras Agricultural Pests and Diseases Act 1919. in respect of the coconut pest "Black headed caterpillar" affecting the coconut the Palmyra, the talipot and the sago palms in the Municipality of Mangalore including villages within a radius of five miles. The Act will be in force for a period of one year in the first instance from 1st Jan. 1923. The Director of Agriculture should report in sufficient time on the necessity for the continuance of the Act beyond one year.

Let me
see the
to improve your

2. The Director of Agriculture is informed that his proposal to require the occupants to carry out the remedial measures within three days from the service of notice under section 6(1) cannot be accepted in view of the provisions of section 6(2) allowing the occupiers a period of seven days to prefer appeal against the notices issued. The minimum time cannot therefore be less than seven days. ~~The provisions will be for the occupier to prefer the appeal within the period of seven days.~~ 3. The notifications annexed to this order will be published in three successive issues of the Fort St. George gazette and the South Kanara District gazette.

4. The executive instructions and the account procedure to be observed in connexion with the eradication of the coconut pest are laid down in Annexures II and III to this order.

(Annexures: H.E. pp 6-15 C.F.)

P.R.
27-11-22. R.R.
27-11-22.

Kul
28/11/22 *28.11*

2.0

This is subject to order on page 2 of IRE

Kul
28/11/22

*Printed
Notified
8/12/22
(5) 8/12/22
S.G.P.*

DI-11-11-22
28 DEC 1922 (6)

To the Dir. of Agri.

" Board (L.R.)

" Collector, S. Kanara.

" S.G.P. for publication of notifications

Copy to A.G.

" Publicity Officer.

21

NOTIFICATION.

Fort St. George, November, 30, 1922.

No. 340.—In exercise of the powers conferred by section 3, clause (a) of the Madras Agricultural Pests and Diseases Act, 1919, the Government in the Ministry of Development hereby declare that the 'black-headed caterpillar' (*Nephantis serinopa*) is an insect pest in respect of the coconut, the palmyra, the talipot, and the sago palms. In order to eradicate this insect pest, the Government in the Ministry of Development direct, under section 3, clauses (b) and (c) of the above said Act, that, with effect from 1st January 1923, for a period of one year, all infested fronds and leaflets of the aforesaid palms found in the tract specified below be promptly removed and burned, and in order to prevent the spreading of the insect they prohibit such infested leaves, or parts of leaves, being removed outside that area:—

SOUTH KANARA DISTRICT.—

Mangalore taluk.

The municipality of Mangalore, including villages within a radius of five miles, viz., Kodiyalabail, Boluru, Jeppinamogaru, Bajal, Kannuru, Alape, Maroli, Kankanadi, Kavuru, Deribailu, Padukodi, Bangrakuluru, Padavu, Kadri, Ullala, Peramanuru and Tannirbhavi.

The Government further direct, under section 13 of the above Act, that village officers of the villages adjoining the notified area within whose limits a pest similar to the insect pest within the notified area shall appear, shall report the same to the Collector.

No. 341.—In connexion with the eradication of the 'black-headed caterpillar' (*Nephantis serinopa*) from the coconut, the palmyra, the talipot and the sago palms in the tract specified below:—

SOUTH KANARA DISTRICT.

Mangalore taluk.

The municipality of Mangalore and villages within a radius of five miles around, viz., Kodiyalabail, Boluru, Jeppinamogaru, Bajal, Kannuru, Alape, Maroli, Kankanadi, Kavuru, Deribailu, Padukodi, Bangrakuluru, Padavu, Kadri, Ullala, Peramanuru and Tannirbhavi,

(1) The following are appointed inspecting officers under section 19 of the Madras Agricultural Pests and Diseases Act, 1919:—

The Revenue Inspector of Mangalore, village headmen, village accountants within the notified area.

(2) Under section 21 (f) of the aforesaid Act, the Government (Ministry of Development) are pleased to direct that in the notified area appeals under section 6 of the Act shall lie to the Tahsildar of Mangalore.

(3) Under section 10 of the Act, the Government (Ministry of Development) hereby appoint the Tahsildar of Mangalore as the valuing officer for the notified area and direct under section 21 (f) of the Act that appeals under section 12 of the Act shall lie to the Revenue Divisional Officer, Mangalore

No. 342.—In exercise of the powers conferred by section 21 of the Madras Agricultural Pests and Diseases Act, 1919, the Government (Ministry of Development) are pleased to issue the following rules:—

(1) An appeal presented under section 6 of the Act shall not be received unless it is accompanied by the original notice served on the appellant by the inspecting officer. Similarly, an appeal under section 12 shall be accompanied by the copy of the award transmitted to the appellant by the valuing officer. The appeal shall set forth clearly the objection or objections to the terms of the notice or of the award, as the case may be, and shall specify the point or points on which redress is sought.

(2) In dealing with appeals under section 6 or 8 or 12 of the Act, the appellate officer shall record his decision in writing and communicate a copy thereof free of charge to the appellant.

(3) The notice issued under section 6 of the Act should be in Form A and the inspecting officer should keep a register of notices in Form B.

(4) Every notice under section 6 or 9 (1) of the Act shall be authenticated by the signature of the officer by whom it is issued. The notice shall be served by delivering a copy, to the occupier or to some adult male member of his family at his usual place of abode or to his authorized agent or by affixing a copy thereof on some conspicuous part of his last known residence or on some conspicuous part of the land on which the prescribed remedial or preventive measures are to be, or have been, taken.

(5) The notice of demand under section 8 of the Act shall be in Form C and shall be issued only by the Revenue Inspector of Mangalore firka, whether he himself carried out the remedial measures in respect of which the demand is made or whether the necessary measures were carried out by the village officers. The village officers concerned should, therefore, furnish the Revenue Inspector with information necessary for the preparation and issue of demand notices as soon as the remedial measures have been carried out. The notice of demand should be served in the manner prescribed for the service of notice and a copy of it should be communicated to the village officer and the taluk office. A register of demands issued shall be kept by the inspecting officer in Form D.

FORM A.

Notice under section 6 (1) of the Act.

No.

Date

To

Village

Taluk

District.

You are hereby required to take notice that you should carry out the following remedial measures in respect of the coconut, palmyra, talipot or sago palms described in the schedule hereunder (and growing or situated in the fields therein mentioned and under your occupation in the village of _____ in the _____ district,) within _____ days from the service of this notice. If you object to this notice, you may, within seven days of the service thereof, prefer an appeal, along with this notice, to the Tahsildar of Mangalore, setting forth the grounds of objection and the points for redress. The decision of that officer will be final. If you fail to comply with this notice, or in case of appeal, with the order of the appellate officer, the undersigned is authorized by law to carry out, at your expense, the measures ordered and you will also be liable to a fine not exceeding Rs. 50, or, in case of default, to simple imprisonment for a period not exceeding ten days.

SCHEDULE.

Serial number of notice.	Survey number or subdivision number to which notice relates.	Name of occupier.	Number of trees.			
			Coconut.	Palmyra.	Others.	
					Talipot.	Sago.
(1)	(2)	(3)	(4)	(5)	(6)	(7)

NOTE.—Sections, 6, 7 and 14 of the Act and the remedial measures specified in the notification issued under of b) and (c) of section 3 should be printed on the reverse of the notice.

FORM B.

Register of notices under section 6.

(1)	(2)	(3)	(4)	Number of trees.				(9)	(10)	(11)	(12)	(13)	(14)	(15)
				Coconut.	Palmyra.	Talipot.	Sago.							

FORM C.

Demand Form.

Notice of demand to _____ of _____ village in _____ taluk.
 Take notice that an expenditure of Rs. _____ of which the details are annexed, has been incurred in treating the infested _____ or _____ palms situated in _____ Survey Nos. _____ of _____ village and that you are required to pay the amount within thirty days of the date of service of this notice. The amount may be paid to the village headman or remitted into the Taluk Treasury.
 Any objection to this notice may be preferred to the Collector within thirty days from the date of service of this notice on the grounds specified in section 8 of the Act printed on the reverse.

Revenue Inspector.

ANNEXURE.

(Here enter details of cost).

NOTE.—Section 8 of the Act should be printed on the reverse of the demand form.

FORM D.

Register of demands.

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Village.	Survey number or subdivision number.	Name of the occupier.	Number and date of the notice issued by the inspecting officer to carry out the measures.	Date on which the remedial measures were carried out by the inspecting officer.	Cost in detail of the measures taken.	Date of dispatch of demand to the village officer and the taluk office.	Date of receipt of copy of demand notice by the village officer.	Remarks.

J. M. TURING,
 Secretary to Government.